

Minutes of a Town of Riverhead board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, August 16, 2011 at 7:00 p.m.

**PRESENT:**

Sean Walter,	Supervisor
John Dunleavy,	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman
Jodi Giglio,	Councilwoman - arrived 7:25 p.m.

**ALSO PRESENT:**

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

(The Pledge of Allegiance was recited, led by Denise Civiletti.)

Supervisor Walter: "That was led by former Councilwoman, Denise Civiletti.

We're going to have the invocation by Pastor Jerry Halpin. Pastor Halpin, would you like us to sit, stand, kneel?"

Pastor Halpin: "Whatever you want to do; I don't care.

Supervisor Walter, just want to update. On Michael Hubbard - I saw him today, the little boy in Riverhead that was burned by gel candles Memorial Day weekend. Today was Michael's 15<sup>th</sup> birthday.

I'm here to tell you government does work because Suffolk County today (inaudible) which bans the sale of those gel candles, gel products in our county. We're trying to get the word out. And that's an awesome update. It's not the victory his mother wants. The victory his mother wants is to see Michael come out of the state that he's in, walk and talk again. And I know that's the prayer.

But I do want to say, I said it before with some of the council

members here, our community, Riverhead, is amazing and the EMS and the firefighters that were there, the people like you that support it, given your hard earned dollars to help this young boy for his medical costs.

So with that in mind, Mr. Walters, mother in mind, and so many of our families in mind, why don't we pray together.

God we come before you tonight, we thank you for the lives we live outside these walls and Lord they're so busy and so crazy, all we ask right now is you give the people in this room the ability to let those things fall to the wayside, given the anger that builds within those, to focus on the task that are at hand, to help this community continue to be the greatest community on the east end of Long Island.

We thank you for the councilmen and women that support, sponsor and give their hard earned time to this community, that they think as they challenge themselves and they challenge those around them.

And we thank you for the town clerk and our town attorney, they work diligently.

Father, we thank you for the citizens, for the very (inaudible) you put in them to make Riverhead the best community.

Lord we ask that they continue to stand together, and stand beside our government as we work together hand in hand to create a brighter future, a (inaudible), a tomorrow you would be proud of.

We ask these things in your name. Amen."

Supervisor Walter: "That was Pastor- thank you very much, Pastor Halpin from North Shore Christian Church in Riverhead.

Okay. The- Tara, can you- I think we need the microphone to give the award. Can we just plug it in there? I don't know. Sometimes the cable picks up the sound but I'm not positive.

I see that the Boy Scouts are here and is that Scoutmaster- is it Simsik (phonetic)- can you have a representative of the scouts come up and let us know what you guys are doing here today. And you can fill in- you don't have to stand. I want to hear from one of the scouts. What they're doing here today, not the Scoutmaster, he

knows what he's doing here today. Do you know why you're here? You've got to step up to the podium."

Councilman Dunleavy: "Yeah, you have to step up to the podium."

Supervisor Walter: "This is your moment in the sun, my friend."

Councilman Dunleavy: "Just pull the microphone down."

Supervisor Walter: "All right. Go ahead. Tell us why you're here, son- sir."

Unidentified: "Well, the reason we're here is because we're here for citizenship in the community and communications merit badge and one of the requirements is to go to a council meeting or something, sorry, and we have to either take notes on certain debates and see different points of views for some certain groups."

Supervisor Walter: "What is the motto of the Scouts?"

Unidentified: "Be prepared- everybody knows, be prepared."

Supervisor Walter: "Okay. Well, I appreciate that introduction.

I'd like to have Bob Leech and Jim Loscalzo who were prepared come up, because we're going to award them today. Come on up to the front here.

Bob Leech and Jim Loscalzo, when you talk, boys I'm talking to the scouts- I'm all choked up. I'm talking to the scouts out here, okay, and the rest of the residents. Because we're talking about being prepared.

Earlier this summer, we had a tragedy at Wading River beach but it wasn't as bad as it could have been. There was a- a gentleman and his son were swimming at the beach in Wading River by the creek and the little boy, a 10 year old boy, got blown out into the Long Island Sound by the current, the tide and the wind.

And it is unfortunate but his stepfather passed away trying to rescue him. What is not unfortunate is the heroism of the two men

standing next to me and, gentlemen from the scouts, this is what you need to understand.

These guys were prepared. You see, that boy was out there floating around, bobbing probably like a cork in the Sound and I know the day was a very windy day, and I happen to know Mr. Loscalzo's wife, I happen to understand that you're deathly afraid of the water.

And do you know what they did? They grabbed a canoe I guess it was, which is not the sturdiest of craft to take out into the Sound, and they rescued that 10 year old boy because what were they-- they were prepared. They knew what they had to do and they did it. And that boy is alive today because of these two gentlemen.

So when you-- I really should come up with some sports figures that I'm not particular fond of, when you think about all the sports figures and all the bad things that they do and how we as Americans idolize them-- it's not too difficult to find a couple that I don't particularly care for, but I won't do that, and you idolize them and you see people idolizing them, it gives me pause because the guys standing next to me are the ones you should be idolizing because how many people do you know that saved a life and these two gentlemen did this.

Now Councilman Wooten has the proclamations and we're going to ask him if he would just take a look at them real quick. I love putting everybody on the spot. Jim, you want to-- John, Jim."

Councilman Wooten: "Well, I guess you want me to say what (inaudible)."

Supervisor Walter: "You can do whatever you want."

Councilman Wooten: "Well gentlemen, thank you very much for what you do. I came out of law enforcement and I see it all the time where regular citizens just jump out without even thinking and it's amazing what you did. And who knows whether any of us would have done the same. What you did was very heroic.

So because of that, the town board along with Supervisor Walter-- is Robert Leech Day and James Loscalzo Day in the town of Riverhead today."

Supervisor Walter: "Would you guys like to say anything? Would the wives, family members like to come up and take pictures, be with them in the pictures. Come on up. Yeah, why not, this is a family show. All right, guys, thank you very much.

So you guys in the Boy Scouts, what's the motto? Go ahead say it. There you go. Thank you guys.

Okay. I just- I should have said this in the beginning. I think Councilwoman Giglio's- one of her sons is sick and I think she's on her way in so, hopefully, she'll get here quickly and that her son is okay.

All right."

Councilman Dunleavy: "I make a motion we approve the minutes of August 2, 2011 meeting. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Okay. Applications."

#### **APPLICATIONS:**

Special event	Hallockville Museum Farm - Country fair style festival September 17, 2011
Special event	St. John the Evangelist RCC - annual Chinese auction - Oct. 1
Special event	St. John the Evangelist RCC - annual holiday fair - Nov. 19
Parade/assembly permit	Suffolk County Historical Society - bicycle ride from Riverhead to Greenport back to Riverhead - Sept. 18, 2011

**CORRESPONDENCE:**

Two e-mails and 109  
postcards

requesting adoption of a short  
moratorium for the Wading River  
corridor

One e-mail from the  
Nature Conservancy

re the public hearing to amend  
the terms of the joint  
acquisition of a portion of North  
Fork Preserve between the County  
of Suffolk and the town of  
Riverhead

Diane Wilhelm: "And that's it."

Supervisor Walter: "Okay. Any committee reports? No, then--"

Councilman Wooten: "Should I mention the memorial?"

Supervisor Walter: "You were going to mention it tomorrow but  
if you want to, yes, go ahead-- Thursday at the work session."

Councilman Wooten: "Right now Riverhead-- I just want to--  
actually what we saw tonight with the two heroes that save that  
little boy out in Wading River but 9/11 this year is the 10<sup>th</sup>  
anniversary of the World Trade Center and the Pentagon and the field  
in Pennsylvania.

And we're having-- we have a World Trade Center memorial over on  
Riley Avenue and Edwards Avenue that was erected shortly after that.  
And we're going to have a small parade and a memorial service held  
on Sunday, September 11<sup>th</sup> at-- the parade is at 1:00 so the memorial  
service is probably around 1:30 at the site. So we're inviting  
everybody to come down. We have a guest speaker.

We're going to recognize the heroes that served our country  
that day, all the local heroes, the fire departments and the EMS and  
the police and all those that responded and tragically lost their  
lives in New York that day.

So you'll hear more about that. We're going to discuss it at  
length at the work session on Thursday but just to give you a heads  
up, it will be a nice time to come down and pay tribute."

Councilman Dunleavy: "I think we should mention the employees in those two buildings also. There are a lot of them that lost their lives on that day so they're going to be honored also."

Supervisor Walter: "I want to thank Councilman Wooten for spearheading that effort. I also want to recognize Lisa Wedel (phonetic), donated the new- the sign was getting sort of faded and she took it upon herself to take the sign in and I think she put a brand new sign up at no cost to the town."

So that's the kind of thing that Pastor was talking about that this community, this town of Riverhead, it is a very close knit community and for her to pick up and just- I think she just did it. She didn't really say anything to us, so we thank her for that.

And I thank you, Jim, for spearheading this.

Okay. Boys, I don't know how exiting this meeting is going to be but maybe we can make it exciting.

Public hearing- we've got one public hearing on for 7:05 p.m.

Public hearing opened: 7:18 p.m.

Supervisor Walter: "And 7:05 having arrived and left, it is the consideration for a- to amend the terms of the joint acquisition of land between the County of Suffolk and the town of Riverhead such that the county and the town will share in the purchase of North Fork Preserve-- instead of Nature Preserve-- and that is SCTM #0600-7-3-p/o 41 (approximately 2.6 acres) and SCTM #0600-21-1-1.2 (approximately 172.89 acres) to be used for active recreation."

And I'll open the public hearing and would anybody like to be-- oh, Bob, you want to give us a- "

Robert Kozakiewicz: "The supervisor pretty much summarized the general idea of this public hearing. If any of you seem that this is something you've heard before, that's because there was a prior hearing. It was held on December 7<sup>th</sup> and it was a little bit of a different structure at that point in time."

The map that's over by the podium is broken into two parts, a green portion and a blue portion. The green portion is principally tax lots 7-3-41 which is a total of 133.27 acres. In that you see a

little tiny square at the bottom portion at the center which is in blue, that's the 2.6 that's the subject of today's hearing in part that the town is looking to hear your comments on regarding a 90-10 split of purchasing that portion, 2.6 acres.

The purchase price that's been offered and accepted is \$65,000 per acre, that would be \$169,000 total of which the County of Suffolk share would be \$152,100; the town's share would be \$16,900 assuming that 2.6 remains in fact 2.6, which will be subject to a further survey.

The southerly portion which is the rest of the blue consists of 172.89 acres approximately as indicated by the supervisor, that's tax lot 21-1-1.2. That acquisition is on a basis of 95-5 split. The purchase price is \$55,000 per acre of which the total acquisition cost would be \$9,508,950. The county share would be \$9,033,502.50; the town's share again subject to a final survey verifying that amount would be \$475,444.50.

Hopefully that lays it out a little bit clear. The total amount that the town is limiting to spending here is \$500,000. Using the numbers that I just went through, the total number, would be \$492,347.50.

So we would stay within that \$500,000 which was the amount set forth in the December 7<sup>th</sup> public hearing as well."

Supervisor Walter: "All right. Does anybody wish to be heard on this? Thanks, Bob. Yes, sir, step up and give your name and hamlet for the record if you would."

John Cullen: "Good evening. My name is John Cullen. I am the president of the Northville Beach Civic Association and I reside in the hamlet of Northville.

Supervisor Sean Walter, Board members, I'm here today representing the Northville Beach Civic Association a/k/a NBCA to comment on a development plan Suffolk County has for allowing public access to the North Fork Preserve.

Because the residents of Northville beach area will be directly impacted by any proposed changes, this makes the NBCA a primary stakeholder in the future of the property. We would like to partner with Suffolk County and the town of Riverhead in defining the



preserve's future.

We support the preparation of the master plan with public input.

The NBCA is very happy that Suffolk County and the town have recognized that the importance in acquiring such a large piece of open land for preservation, but we are also very concerned about many issues coming with a purchased based on a desire to open land for public access.

Based on a recent article in the News Review, the county has agreed to pay for the improvements for active recreation but the town of Riverhead will have to maintain the property with ongoing budget restraints.

Can the town provide the necessary funds to ensure the most optimum upkeep of the property? Are the entrance fees and rental fees enough to cover the stated maintenance cost? Does it mean the Riverhead police department will patrol the property and be on call for any emergencies that may occur? Will the highway department be in charge of all the landscaping such as cutting the grass and trimming all the areas?

Who will be in charge of disposing all the garbage that will be left from the people visiting this park?

I can also expect that within time the ATV's are going to find their way into the park, this based on the noticeable ACV activity on the land behind Hallockville purchased for preservation by the state several years ago. We hope this activity will be prevented.

In addition to making sure the maintenance costs have been allocated, we are also concerned with the traffic this park will bring to the north fork. Currently a typical summer weekend results in heavy traffic congestion on Sound Avenue.

Last Saturday, from 11:30 a.m. until 3:00 p.m., there were cars lined up bumper to bumper heading east and at Northville Turnpike, there was a quarter mile backup prior to the stop sign at Sound Avenue.

How will Sound Avenue be able to support the increase in traffic from the proposed 240 planned camping sites? Will people

use Sound Shore Road to bypass the congestion on Sound Avenue?

The NBCA cannot support any parkland that allows entrance access from Sound Shore Road. This proposal is especially crucial based on the two near death car accidents which occurred during the past year on Sound Short Road.

The NBCA is concerned with proposed walking, bike and horse paths that are going to be in and around the northern parcel. We consider the northern 133 acre parcel a nature preserve. This area includes the most environmentally sensitive land with the larger park and should remain perpetually undeveloped with limited access.

This area is dominated by a complex mosaic of inter-connected freshwater wetlands and supports rare plants including native orchids, a diversity of reptiles and amphibians, nesting and migrating neo-tropical birds, hawks, owls and many mammals species like deer, fox and turkeys.

We hope that the county and town will do a thorough job completing a environmental impact statement and all wetlands on the 300 acres will be properly mapped to ensure there is continuing preservation on the appropriate land.

We further request minimal development in this area so as not to disrupt the homeowners whose backyards meet with these trails.

In addition to creating the public park, the department of public works has plans to build sumps to relieve persistent flooding problems our Northville beach community is experiencing from the current North Fork Preserve.

As you know, our past NBCA president, Kerry Moran, worked tirelessly on the drainage issues coming from the Preserve. We know the flooding is a top priority for the county to fix and we look forward to seeing Kerry's endless hours of meetings and town hall visits to finally result in a solution. We hope that these sumps will hold every ounce of water Mother Nature throws at them to avoid flooding from the likes of storms we've experienced last year as well as the one just two days ago where parts of Long Island received over 11 inches or rain in less than 24 hours.

On behalf of the NBCA and the Northville community, I thank you for your time and consideration this evening."

Supervisor Walter: "Thank you, sir. We're going to- I'm going to double- I'm going to double check because my understanding is we're limited to the cost of the purchase; that the maintenance of the property is going to fall on the county hands.

You're 100% right. The town doesn't have the ability to maintain this property nor do we have the funds, so this will be something if the county does chose to go forward and construct the park as they are planning, that they will be responsible solely for the costs of upkeep and maintenance and I will make sure that's in the contract."

Councilman Dunleavy: "I spoke to Legislator Romaine and he said this is going to be a county park like Indian Island is. They will maintain it, the buildings; they'll maintain the grounds and we will not have to do anything but help pay for it. That's the only thing the town of Riverhead is going to do and that's from County Legislator Ed Romaine."

Supervisor Walter: "See how quick we got that answer? We are quick on the town board."

Councilman Gabrielsen: "I also want to point out that Ed Romaine had said that the county doesn't have the money right now to build the park so they're promising all this stuff and he said it could be five, ten years out. So it's not something that- "

Councilman Dunleavy: "It's about ten years out he said."

Councilman Gabrielsen: "It's ten years out, yeah."

Councilman Wooten: "And I'll just add one thing. It's important to understand that this amending, tonight's hearing is only to amend the terms of the county/town partnership. We had a hearing earlier that was approved for the purchase already."

Supervisor Walter: "Yes. Can I have name and- "

Amelia Lantz: "Hi. I'm Amelia Lantz. I'm on the Riverhead Central School District Board of Education and I'm here on their behalf.

I'm sure you are aware that once this happens, if it happens, what it's going to do to the tax rolls and how it's going to affect

the district."

Councilman Gabrielsen: "Yes. Right now at today's tax rate, between the two parcels, the 302 acres, the school district would lose 56,000 out of a total of 83,000 that's paid now on the two parcels."

Amelia Lantz: "Has the town- "

Councilman Dunleavy: "They're not going to lose it. What- it's going to be spread among the other taxpayers in the town of Riverhead. That's what's going to happen. The money is going to be spread to the residential and commercial establishments in the town of Riverhead to pick up that 56,000."

Councilwoman Giglio: "And I agree with you and Councilman Gabrielsen and the sentiments of my colleagues also and in speaking to Senator LaValle and in speaking to somebody else from the environmental community today, they said that there could be management agreement and pilot payments that could be made to the town seeing as the property is going to be acquired through the drinking water protection plan.

So we could possibly arrange for a five year decline to where we would be- receive a pilot payment that would be what you were expecting to receive, the town and the school district and the fire district and then arrange for- I'd like to see the management agreement too to see if the fire districts are going to be receiving any money from the county seeing as if it was going to be preserved. If there was a fire, the fire districts would be called in.

So, you know, we have a few questions I believe- "

Amelia Lantz: "I'm glad to hear that you are talking the pilot program, yes."

Councilman Gabrielsen: "If affects everybody. Yes. We want to be made whole (inaudible)."

Councilman Dunleavy: "But on that same token, every piece of open space that we pick up, that the town or county picks up, that tax that we're losing is spread among all- every resident in the town of Riverhead."

Amelia Lantz: "The district- the Riverhead Central School District needs to be kept whole. The District needs to be kept whole, you know, with our money. I mean we're getting tax abatements here, tax abatements there, this, and the next thing you know, we're going to be dead in the water. So I appreciate, you know, whatever you can consider, you know, in regards to- "

Councilman Dunleavy: "We're talking to them about a pilot program."

Amelia Lantz: "Thank you. Thank you very much."

Councilwoman Giglio: "I think we can all agree that the property would be best suited to remain green and preserved in open space. However, we need to see some green back to take care of our- "

Amelia Lantz: "Yeah. Unfortunately it seems- I mean the School District gets hit hard and it can't always be at the cost of the School District. Thank you very much."

Supervisor Walter: "Thank you. Yes. Sir, step up, just give your name and hamlet."

Charles Cetas: "My name is Charles Cetas. I'm Chairman of the Riverhead Open Space Committee and I live in the hamlet of Riverhead."

I would just like to reiterate what I said at the last hearing in December, 2010, that the Riverhead Open Space Committee is 100% in support of the town of Riverhead participating with Suffolk County in the acquisition of the North Fork Preserve as open space.

Since the beginning of the Riverhead community preservation program in 1998, the North Fork Preserve has been a top priority in that over 300 acres in size is one of the few large properties on Long Island still available for open space preservation.

I'm not going to restate everything I said last time but I do want to say that the property is ecologically sensitive especially in the northern portion and it's wooded and plenty of wetlands in that area. Also the southern portion has- is wooded and park and also has some wetlands there, too.

So I would just like to say that whatever public uses there are, whether they're active or passive, they should be designed in such a way as to preserve the ecologically sensitive areas of the property.

I also would like to say that the Open Space Committee has not yet had the opportunity to discuss this proposal to increase the active portion of the property to 175 acres and we are meeting tomorrow night and we're going to discuss it then. And so I'd like to request that this hearing be left open for written comments for at least two weeks."

Supervisor Walter: "We'll leave it open- for 10 days."

Charles Cetas: "Ten days. I don't know when you're planning to vote on this, by the next town board meeting or- "

Supervisor Walter: "Well, there's a lot of open issues. It's unfortunate- I don't want to say it's unfortunate, but any time you preserve property, it's a balancing act between preserving property and preserving and building the tax base and luckily we have several new projects on Route 58 and some other projects that are coming.

But, you know, this is a delicate balancing act and if we can get pilot payments from the county, you know, we will try."

Charles Cetas: "Absolutely."

Supervisor Walter: "All right. Thank you. Would anybody else like to be heard? Yes, miss."

Cindy Ellenbogen: "Do you want me up there?"

Supervisor Walter: "Oh yes."

Councilman Wooten: "Absolutely."

Supervisor Walter: "Just give us your name and hamlet. That would be great."

Cindy Ellenbogen: "Cindy Ellenbogen, Northville. Can I ask a question? Is that- "

Supervisor Walter: "Yes."

Cindy Ellenbogen: "Okay. My question is once this property- I mean I know the county is the major purchaser involved here. Are they the only ones with say or do we as a town have some say in how it's developed?"

Supervisor Walter: "I'm going to say we will have some say but not a large say since we're going to be at about a five percent property (inaudible)."

Councilman Dunleavy: (Inaudible)

Cindy Ellenbogen: "Now revenue-wise, do we- does Riverhead see benefits from it or is it just the county?"

Supervisor Walter: "It would be like a county park just like other county- Indian Island and, you know, we would not necessarily see the revenue unless we talk to them about pilot payments."

Councilwoman Giglio: "But that's interesting because that's something that I thought about also and if the county is going to be generating so much revenue and people are going to be traveling through town roads and accessing the property and then the fire district and whether or not it's going to be Suffolk County park police or Riverhead police, that we should be also a five percent interest in the dividend- or the money that the county receives as far as the park."

Cindy Ellenbogen: "We should see some revenue and we should have some input into how it is developed because, first of all, the scouts being here is great. They use a lot of the county parks. I'm very involved in boy scouting and I use a lot of the county parks with my cub scouts and my son who is a boy scout has used them."

West Hills has an equestrian center much like they are talking about doing and West Hills equestrian center does put a large drain, especially when they- the horses constantly using the same trail, scour out the land and create more drainage issues.

Done right, it can be fabulous. And I would love to see what West Hills does. They only allow youth. So it is a youth run park with a youth camp. It's not like for trailers, it's not for- and the boy scouts are fabulous. It's funny that they showed up tonight. They are very good keepers of the land in terms of taking

good care of it.

I'm very concerned about the traffic with the RV's and the traffic, and if we're not seeing any revenue for it. I would just like to see that, you know, some input into- because we know the land better than anybody else and while I would love to see it preserved forever, if somebody's buying it, they have the right to develop somehow and I think it's great that it's going to be used for trails as long as everything is done, you know, within the letter of the law."

Councilman Wooten: "I can tell you, if the purchase goes through, it's an open process, too, with the county as well. So a forum similar with what you're doing here with the town, I'm sure you would have plenty of input as to (inaudible)."

Cindy Ellenbogen: "How it's developed. Okay, thank you very much."

Supervisor Walter: "Okay, anybody else? Yes, sir, I'm sorry. I apologize, it's a bit warm in here. Usually this is the coldest room in town hall but apparently now this air conditioner doesn't work."

Councilman Dunleavy: "I don't think we paid our air conditioning bill."

Supervisor Walter: "Maybe not."

Tracy Smith: "My name is Tracy Smith. I live adjacent to the proposed park. I have that parcel that kind of goes like that in the upper left hand corner.

When this- when I moved here which is only seven or eight years ago, that was- I was told that that was going to be a hunting preserve forever which was fine with me. They took good care of it.

Then we were told that the town and county were getting together to buy it to keep it forever wild, open spaces, and now they're changing the rules on a parcel of land that was originally bought to preserve farmland and they're going to develop that and they're going to develop 170 somewhat acres on the south side.

There's no protection for the residents in Northville, you



know. Will there be any fencing? Will there be any protection for the property owners there, you know? What's going to happen to the herd of deer or several herds of deer that are in there when the campers come in. You know.

There's got to be a lot of planning in this thing. I think it's disparaging to take that piece of property as pristine as it is and put a campsite in there when you've got a campsite at Indian Island, you've got campsites all over Suffolk County, and within just several miles of here and to encourage a sprinkler park when you have the Long Island Sound?

I mean, you know, we've got a beach down the block, Iron Pier Beach. There's beaches all over Riverhead and we're going to put a sprinkler park in, you know, and we're going to have week long stays in cabins. Why don't we just open up a motel there?

I'm not being facetious. I think it's destroying that property and I know it's not good for us as neighbors there of that property."

Supervisor Walter: "Well, the alternative, sir, if it were sold. It's two acre zoning."

Tracy Smith: "I know what the alternative is. But with all the wetlands, in all due respect, Mr. Walter, there's enough wetlands in there that would preclude a lot of building that people (inaudible)."

Councilman Dunleavy: "That wetland portion is going to stay a preserve. The northern portion of that is staying the preserve. They're only developing the blue area off of Sound Avenue, which is developed already. They have the clubhouse there, they have other stuff there. So that's the only portion they're developing."

Tracy Smith: "All the people who live in Northville are acutely aware of what's there. I mean, the Bill that runs that preserve is a very nice fellow. If you have a problem, you call him up and it's solved."

What I'm saying is that there's people who are going to come after us and that 300 and some odd acres is going to be gone because the 170 or 80 acres down south is going to be developed for parkland. You are going to have horseback riding, you're going to

have bicycle trails, jogging trails, and that's going to be expanded.

I don't think it's good for us. I think when the original concept was to keep that forever wild, that that should be the concept that goes.

And I know that Suffolk County is the controlling entity, but I know that you can voice objections to these plans and keep them at a minimum if it's necessary.

That's all."

Councilwoman Giglio: "I believe that the portion to the north is being purchased with community preservation fund money and that would allow passive recreation, not active recreation. So the parcel to the south would be the parcel that is being purchased with drinking water money and that is the portion that is permitted to have active recreation."

Tracy Smith: "I understand that, you know. But it's just like everything that's done by government seems to change at times."

Councilwoman Giglio: "You're absolutely right."

Tracy Smith: "And what you're- I- a perfect place for this park is at George's Farm. That's perfect. Right, George, you've got that acreage there."

Councilman Gabrielsen: "How did I get involved in this one?"

Councilwoman Giglio: "He's not selling his property to the county."

Tracy Smith: "I'm just saying that there's other- "

Councilman Gabrielsen: "No, but you make a good point. As a hunting preserve, if that could stay like that forever, we're all better off. First, we'll still have the tax revenues, it will be, you know, wild, but you can't predict the future."

Councilwoman Gilgio: "And it's unfortunate that the 2004 master plan didn't identify that that was a hunting ground and zone it as such because it seems to be nowadays preservation through

zoning is a key phrase that is hitting a lot of government officials in that acquiring the property and maintaining the property and not realizing any tax benefits from the property is (inaudible)."

Tracy Smith: "Jodi (inaudible) realizing any tax benefits, it's realizing that Suffolk County has to pay for that maintenance and who are they going to tax? You know."

Councilwoman Giglio: "I know."

Tracy Smith: "I mean we're taxed to hell. My taxes are \$22,000 a year for my house. Why don't you buy my property, too, and I'll get the hell out. It's crazy because, you know, that property is just so beautiful and, you know, it's a shame to destroy it."

Supervisor Walter: "Well, I don't mean to be facetious but there is a— there was a subdivision plan laid out and the south side would be prime for development, so that could be the alternative and we as a board have to balance the — these requirements of the property owners against the school district against the neighborhood and try and figure out what the right balance is."

Tracy Smith: "But that was when it was going to be sold privately, to private entities, you know."

Councilman Dunleavy: "But I also think Suffolk County has another alternative motive. It's— they said it's going to bring economic purchasers out here to our stores in Jamesport and along Sound Avenue. But the county gets all of the sales tax so every time someone purchases something in one of our stores, the sales tax goes to the county. We do not get any portion of that sales tax, so I think this will generate more sales tax for Suffolk County for them to put into the county taxes."

Tracy Smith: "So you know that's wonderful but we're not going to share those taxes."

Councilman Dunleavy: "They do not share their taxes."

Tracy Smith: "And we're going to share the burden and the destruction of pristine property. That's all I'm—"

Councilman Dunleavy: "We're only one of two counties that do

not share the sales tax with the towns and villages in New York State."

Supervisor Walter: "All right. Does anybody else wish to be heard on this? What we're going to do is close out the public comment portion and leave it open for written comment until the 26<sup>th</sup> of Friday, the 26<sup>th</sup> of August at 4:30 p.m. in the town clerk's office."

Thank you everybody for coming."

Public hearing closed: 7:43 p.m.  
Left open for written comment for  
10 days to Friday, August 26, 2011

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Supervisor Walter: "Did you want to speak, sir?"

Tony Yarusso: "Yes, if I could."

Supervisor Walter: "I closed it out but I'm going to open it back up."

Public hearing re-opened: 7:44 p.m.

Supervisor Walter: "We're going to re-open the public portion. Okay."

Tony Yarusso: "I'm Tony Yarusso and I live up on Sound Shore Road, hamlet of Northville. I'm really not the other guy you think I am."

Councilman Wooten: "I think I saw you in December at the last meeting."

Tony Yarusso: "I had a question. Is there a way of getting an active recreation statement of what it is, active recreation? Is there- is that allowable for just this, this and this? What is- does active recreation entail?"

Councilman Dunleavy: "Active recreation is anything baseball, soccer, all those sports. The only thing- it's not walking trails and stuff. It's active participation."

Supervisor Walter: "What you would see in a regular park."

Councilman Dunleavy: "It's active participation."

Councilman Wooten: "I'm sure it's got to be defined somewhere."

Tony Yarusso: "Where's the definition of it? Is there a way of getting a definition of active recreation?"

Supervisor Walter: "My recommendation is to speak to Ed Romaine because this is going to be governed by the county."

Councilwoman Giglio: "And Suffolk County Parks actually."

Tony Yarusso: "Well, I would like to see if we can't get that and we'll speak to Mr. Romaine if the town could, too, so the town would know where we stand on active recreation."

Does it include motorcycles, bungee jumping, all of those crazy things that, you know, all of a sudden you have a couple of Splish-Splashes in there and all kinds of things going on and I don't think that's the intent of-

Councilman Dunleavy: "If you could give your name and phone number so I can give you a call. After I speak to him, I'll call you."

Tony Yarusso: "Sure."

Supervisor Walter: "Tara, could you- is Tara out there? Yes. Tara McLaughlin, my chief of staff, if you could give her your name and information, she'll give it to Councilman Dunleavy. She must have gone back in the office."

Tony Yarusso: "And the second thing I had was the acquisition of the approximate 2.67 acres which is really what the hearing is about tonight. What is the intent or the reason for buying that parcel, that 2.6 parcel? Why do you want that? What does that little notch entail that you want (inaudible)?"

Councilwoman Giglio: "I can't see the map either. Ann Marie's not here, right?"

Robert Kozakiewicz: "This was discussed by Deputy Town Attorney- "

Tony Yarusso: "It's this little notch."

Robert Kozakiewicz: "Yeah. I'm aware that we added that little notch. The understanding before was that, I think it was 90 something acres of the entire 300 were being purchased for the sum of not more than \$500,000 so this is actually involving the town in a greater percentage of the acquisition.

I don't- "

Tony Yarusso: "I don't think it makes a difference."

Robert Kozakiewicz: "Your question really comes down to was that previously passive recreation and it was active recreation, correct?"

Tony Yarusso: "No. I have two issues. One is why are we buying that 2.6 acres. What is that about?"

Robert Kozakiewicz: "I'd have to get back to you. I don't know the answer."

Supervisor Walter: "It was part of the original acquisition."

Robert Kozakiewicz: "I think it was part of the original acquisition. But- "

Councilman Wooten: "It was the meeting in December (inaudible)."

Robert Kozakiewicz: "I think the land was originally being partnered to be purchased by the town and the county. It's just we've changed the terms to the 95/5 and the 90/10."

Tony Yarusso: "Right."

Supervisor Walter: "We were just buying originally one specific portion of the property which might have been that 2.6 acres, I can't see it. Our \$500,000 was paying for one portion of the property, that was it."

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The county wanted us to spread our- so instead of us owning 100% of one portion of the property or a large portion of one portion of the property, they spread it out over the entire parcel.

This decision has been- was made to purchase this back in I guess December of '10. It was- the county came back and said we should, you know, that they wanted to change how we purchased it, where our money was allocated.

And one of the critical questions here and something that we've got to speak to the town- our farmland person Ann Marie Prudenti, one of the critical questions is we can't use our CPF money for active recreation and, you know, that is something we've got to answer.

But this- so everybody understands, we already agreed to purchase some portion of this property, a very small portion. Now the county is asking us to change the terms to purchase a little bit of everything."

Robert Kozakiewicz: "I don't have the map from December of 2010 in front of me but the resolution which described that purchase described the town and county share as being- sharing of the cost of purchasing a portion of the premises which was the entire parcels, bot the top piece, the parcel that's in green, and the bottom piece, the parcel that's in blue and the sharing arrangement was covering 90.43 acres.

As I said, I don't have that map readily accessible so I don't know if the 2.6 acres that's delineated this evening was part of that 90 plus, almost 90.5 amount of acres that was considered to be purchased back in December and which we actually voted to move forward with that purchase on.

And there was a later resolution that was adopted, the second meeting, December 21<sup>st</sup> I believe it was, to acquire that 90.43 acres. Again, on a pure 90.-- 90%/10% share but I don't have the benefit of that map and I don't want to mis-speak."

Tony Yarusso: "My concern simply is it bumps the active recreation into the passive recreation by 2.6 acres; 2.6 acres of the preserved portion is gone to active recreation.

Having said that, I thank you very much."

Councilman Dunleavy: "Okay. Thank you."

Supervisor Walter: "Thank you, sir."

Councilwoman Giglio: "Thank you."

Councilman Wooten: "I'm sure there's a reason, probably topography."

Supervisor Walter: "Does anybody else wish to be heard?"

Cindy Ellenbogen: "If the county is changing the way they are asking you to purchase it, is it-- so then it's not a done deal in terms of the way that you present it to them or the conditions with which you purchase it. Correct?"

Supervisor Walter: "Correct. If we choose not to adopt this resolution, we're not going to be involved at all."

Cindy Ellenbogen: "Because then to follow up what Tony said, that the north portion of the property was set aside for passive which would be in keeping with really all the wildlife and the, you know, just what we had kind of hoped for."

Is there a way that when you present this to the county and it goes through to the county that we can define it and prevent it from ever being the activities that would be a portion of-- because it does seem like things constantly change.

I mean I thought that that part was set in stone that this would be passive, but my fear is that it will creep in and what we consider active and passive is not what the county considers active and passive."

Supervisor Walter: "Well, there is always supposed to be an active recreation portion of this always, on the south side."

Cindy Ellenbogen: "On the south part, right."

Supervisor Walter: "But the real issue that I need to get answered from Ann Marie Prudenti is can we even accomplish this."

In other words, our CPF money is not to be used for active recreation and if that's what we're supposed to be using CPF for, we



may not even be going forward any further with this at all from the town's perspective."

Councilman Dunleavy: "I know Southampton buys bowling alleys with their CPF money. So and- boy scout and girl scout camps."

Supervisor Walter: "They may get in trouble for that one."

Councilman Dunleavy: "So I don't know if we can or cannot use that like the other towns do, but let's see what our attorney says."

Cindy Ellenbogen: "Okay. Because I would encourage that northern portion to remain really truly passive where it doesn't change (inaudible). It doesn't have anything paved, it doesn't have any trails."

Councilman Wooten: "I think it's too sensitive of an area to do anything with."

Cindy Ellenbogen: "Absolutely. So that's kind of a- and I know it's government, there are no guarantees but the- at this point when- "

Councilman Wooten: (Inaudible)

Cindy Ellenbogen: "I mean as much as you can do to protect that area in writing and not make it vague with just the word passive, that would be something that we encourage. Thank you."

Councilman Dunleavy: "I thought the first public hearing was for the green portion and everything else, the blue was all left out of it because that was what they were using it for. I think it was 90 somewhat acres. So and then they included the blue portion, too, now. So that's what I understand."

Cindy Ellenbogen: "But you're committed to keeping the green portion- "

Councilman Dunleavy: "The green portion is the wetlands. That's already been approved that we're going to purchase that with the county. What this public hearing is for is for the blue portion."

Diane Wilhelm: "Cindy, can I get the spelling of your last

name?"

Supervisor Walter: "Go ahead. Does anybody else wish to be heard on this subject? Not seeing anybody, I'm going to close the public comment portion, leave it open for written comment until August 26<sup>th</sup> at 4:30 p.m. in the town clerk's office."

Public hearing closed: 7:53 p.m.  
Left open for written comment for  
10 days to Friday, August 26, 2011

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Councilman Dunleavy: "Can I make a motion? I make a motion we close the town board meeting- "

Supervisor Walter: "Oh, we didn't do- we have to do the comments on the resolutions. Are there any comments, Sal, on the resolutions? I'm jumping the gun."

Sal Mastropaolo: "Sal Mastropaolo, Calverton. 621."

Supervisor Walter: "How are you doing this evening? Which one, sir?"

Sal Mastropaolo: "621. Can you tell me the source of revenue for the appropriated fund balance? Is that the taxes collected from the BID? Okay, so it's their fund and their just moving it?"

Councilman Wooten: "For three years they didn't spend much and they- "

Sal Mastropaolo: "I just want to make sure it's not coming out of the general fund.

Okay, 622."

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Councilman Wooten: "And they're spending it well."

Sal Mastropaolo: "The next to the last- the first Resolved, I think you want the water department on copy, not the Business Improvement District since they have nothing to do with that resolution."

Supervisor Walter: "You're right."

Sal Mastropaolo: "624."

Supervisor Walter: "All right, hold on a second. Do you have that? 624."

Sal Mastropaolo: "Yeah. 624, you've got 100,000 on the front side and only 95,000 on the two side."

Councilman Wooten: "You caught that, huh?"

Sal Mastropaolo: "Yeah, nice try."

Councilman Wooten: "I know, we try."

Robert Kozakiewicz: "622 should be Riverhead water district instead of (inaudible)."

Councilman Wooten: "So it should be 95 for contingency or is one of those numbers off?"

Councilwoman Giglio: "Is Bill here?"

Supervisor Walter: "It wouldn't be Bill. It's Gary's- is Gary here? So you know what? We will do it- how about we do 75/25, see how that works for him and- "

Sal Mastropaolo: "Or you can change the 100 to 95 and save \$5,000."

Supervisor Walter: "I like that better. There you go, \$95,000 sounds good, Sal. Okay, we'll change that to 95. We'll do 70 and 25."

Sal Mastropaolo: "627."

Supervisor Walter: "They'll come back and try to spend it anyway. It won't matter."

Sal Mastropaolo: "In the please take notice on the attachment, shouldn't it be that the bid specifications are available, not the bids themselves?"

Supervisor Walter: "One would write it that way if one wanted to be clear."

Sal Mastropaolo: "That's it."

(Some inaudible comments)

Supervisor Walter: "Bid specifications are (inaudible). The bid specifications are available."

Okay, does anybody else wish to be heard on the resolutions? Not seeing anybody, let's take them up.

John, now we're ready- "

Councilman Dunleavy: "Oh, wait. One person."

Supervisor Walter: "Okay, sir. You've got to move quick. We move quick in this town. You want to talk about something- "

Michael Cohen: "Mr. Supervisor, members of the board. My name is Michael Cohen. I am the attorney for Villas at the Horizon condominium. I would like to address the board briefly with respect to Resolution 626."

From the outset of this condominium's life, it's been plagued with a variety of construction defects caused by improper building by the builder, Wading Woods Associates LLC.

The problems include driveways, front and rear porches, stoops, basements, site drainage. There is litigation pending and the developer has done everything possible to delay the ultimate resolution of that litigation.

Resolution 626, my remarks tonight are focused specifically on a small portion of the condominium which does have the benefit of bonding in place and that is the roadways in the community known as Little Leaf Court and Acorn Court and a natural area that is a buffer.

These areas are still owned by the developer. They are designed to be dedicated to the town. The town has not accepted the dedication because of some disputes between the parties and now because of the defective condition of those areas.

The roadways suffer from- "

Supervisor Walter: "I'm going to stop you. We're not probably going to vote on this because this was not discussed at work session. Nobody- "

Councilwoman Giglio: "This is the first time we're seeing it."

Councilman Dunleavy: "I understand the residents in that development there want us to take over these roads. They're paying for snow removal and everything else and I guess the site plan stated that we were going to take over the roads once they were completed.

This has been happening for about 10 years now and the residents are being charged every year whether it's heavy snow or light snow and it's a dangerous condition at 25A and the entrance to Horizon. Cars coming out of the development, if it's ice there, can slide onto 25A.

I understand that these roads have to be repaired and the town has to take them over at one point to help the residents in that community. And that's why this resolution is here tonight. It's for the roads and drainage of the roads because they're not up to town specifications and we would have to get them up to town specifications before we take those roads over."

Michael Cohen: "That's correct. In addition to that, there is a sinkhole on the common property that will be dedicated to the town- "

Councilman Dunleavy: "Right across from the entrance. I was there, I was watching it. At the time they had barricades up there because it was encroaching on the first house- if you look at the left hand side."

Michael Cohen: "That's correct. There are also children who live and visit the community that they're worried about so it's been snow fenced to try and protect against that.

Almost two years ago today, in August of 2009, a resolution was adopted by this board holding the sponsor in default. That was resolution #791 of 2009. That resolution was adopted but it was

never put into effect because there is some litigation between the developer and the town and there were meetings that were held by which the developer asked for an opportunity to correct these defects himself before his bond got called.

The- approximately one year ago, I and representatives of the condominium and representatives of the developer got together with an assistant town attorney with Mr. Gordiello and the developer again asked for time to correct the defects.

Mr. Gordiello made a listing of the defects that had to be corrected, he made a specification and since that time the developer has done nothing and these problems have only worsened and these dangerous conditions have only worsened."

Councilman Dunleavy: "Mr. Gordiello and I went out there and inspected it and that's how we got all these problems with the roadway and the drainage and that stuff."

Supervisor Walter: "Bob, is there a time problem here? In other words, is this bond about to expire? Is that why it was put on?"

Robert Kozakiewicz: "Not that I'm aware of. This is one where I did have a meeting with Mr. Cohen and the representatives who are the board members who are standing behind him.

There was a 2009 resolution as indicated adopted and I indicated I would try to get this on for tonight's meeting which I did late as it is and it was something that we are hoping to get moving forward on because we have been unsuccessful in getting any (inaudible)."

Councilman Wooten: "Well certainly by reading the litigation you can see the chronological history of- "

Robert Kozakiewicz: "It does not recite everything that's going on here obviously. There's been more. It could have gone on for more pages."

Councilwoman Giglio: "Do we know that the surety that we're holding is going to be enough to complete the work or is the town going to be liable?"

Robert Kozakiewicz: "The answer is we had a meeting with Mr. Gordiello who was the one who did the estimate back in 2010. Based upon the nature of work, he estimates that the work to complete the necessary public improvements is approximately one-half of the performance bond amount."

Councilwoman Giglio: "Do you have that in writing from Vinnie?"

Robert Kozakiewicz: "I have it based upon sitting down with him with Mr. Cohen and the board of directors in a meeting that we had in the town board conference room over here."

Michael Cohen: "Correct. In end of July, 2010, Mr. Gordiello estimated that the cost of repair at approximately 37,000 and there is just over \$94,000 remaining on the bond."

Supervisor Walter: "Is the board prepared to take this up? I mean we really didn't discuss this as a board. Are we prepared to take- you're satisfied, John?"

Councilman Dunleavy: "Well, I'm satisfied because this can last another five years if we keep going on the way we're going. And I think something has to be done now to get this- to satisfy the town and to satisfy the residents of that area."

First of all, I don't understand why in a condominium we have public roads there. Usually they're all private but seeing that this is public and it was on their site plan to be a public road, and they approved it that way, the planning board, then we have to step up to the plate and do something.

If not, then we're letting our residents down for the reasons that the developer just won't get off his backside and do something over there."

Councilwoman Giglio: "Right. But at the same time, I want to make sure that we're not interjecting ourselves in litigation between the sponsor and the homeowners association- or the members that are on the board that are not the sponsor."

So I don't know where they are with the litigation, if there's litigation between the developer and the town or the litigation is between the developer and you and where we are with that litigation

because I don't want to do something that's going to interfere with that process."

Michael Cohen: "There are two lawsuits pending. There's a lawsuit that was brought by the community, by the condominium against the developer. That lawsuit is at its end stages. It is just about to be put on the trial calendar. There has been yet another delay by the developer because he hasn't paid his attorney. His attorney has made a motion now to be relieved as his counsel.

The developer also sued the town. That litigation is- the purpose of that litigation was twofold, primarily to compel the town to release the bond on the developer's theory that he properly performed all of the public improvements."

Supervisor Walter: "And what is the status of that litigation, Bob?"

Robert Kozakiewicz: "The same."

Supervisor Walter: "That it's marked for the trial calendar?"

Robert Kozakiewicz: "Well, it's not marked for trial calendar yet. There have been numerous adjournments in order to try and fashion a stipulation of settlement that would have taken into consideration both actions. Those stipulations have not been able to- or those settlement discussions have not been able to reach a successful end."

Supervisor Walter: "And there's no stay on the- they didn't ask for a TRO or anything?"

Robert Kozakiewicz: "They had moved by order to show cause to stay the town from taking action on the bond. Apparently thereafter the town and the parties met. There is from what I understand from looking at the file and looking at the (inaudible) web site, no current TRO in effect, no preliminary injunction in effect."

Michael Cohen: "That's correct. There is no TRO, there is no preliminary injunction. And one was not requested by the developer."

Supervisor Walter: "I'm more inclined to vote on it now because I don't like the way the developer is conducting business."



Jim, I see you're okay with voting on it. Jodi- do you want to wait, George? All right. Well, I think you're going to get your vote."

Michael Cohen: "Thank you. I have with me this evening two members of the board of managers."

Supervisor Walter: "Well, introduce yourselves, sirs."

Robert Turano: "My name is Robert Turano. T-U-R-A-N-O. And I live in Wading River."

Supervisor Walter: "Me, too."

Robert Turano: "And I think what- yes, I know, sir. What I was going to say is just reiterating what Michael Cohen just stated, so maybe I'll just bypass that."

Supervisor Walter: "I'd bypass it, you have four votes, maybe five."

Robert Turano: "Fine. It is nine years going on 10 years, Mr. Dunleavy, you're right. A long time."

Supervisor Walter: "I don't like to get sued."

Robert Turano: "And I do have some photos for the- would you be interested? I mean- "

Supervisor Walter: "In 2009, we- John and I actually the four of us on this side knocked on all the doors in there and we saw the problems and talked to many of your residents so I imagine it is probably worse now that it was in '09."

Robert Turano: "Just one thing is that sinkhole which is adjacent to Unit 21, I am 22, so I walk around all the time and so does Mike Meesmer (phonetic)."

Councilman Dunleavy: "Wasn't that- excuse me, wasn't that supposed to be a drainage to begin with?"

Robert Turano: "Yes."

Councilman Dunleavy: "That's why it was left. Actually they

were supposed to clear that out but they left it in a natural state I understand because it's overgrown now and I don't know what kind of drainage that would make with it being overgrown where he was supposed to take the trees out and make that into a drainage area. That's where the sinkhole is."

Supervisor Walter: "Why don't you submit those pictures to the clerk for the record."

Robert Turano: "Oh, sure. They're all dated. Some are about a month old. These two are just today. That is the cesspool cover which is at Unit 21 and it's getting closer- I don't know, it's by the day but you can't see it, you know. You go back two or three months and you see that the sinkhole is actually closer to that cesspool cover than it was last month."

Supervisor Walter: "May I see the pictures?"

Councilwoman Giglio: "And when was it that you sat down? I just want to make sure that the estimates that our town engineer is current and that the 94,000 will cover the work that needs to be done."

Michael Cohen: "Thirty seven thousand dollar estimate was from July of 2010, last summer."

Councilwoman Giglio: "Thank you."

Robert Kozakiewicz: "But we did meet. Most recently I think it was the second day of August. So that was with- this month. There was a further meeting held to- with Mr. Gordiello, Mr. Cohen and- "

Robert Turano: "And if my recollection is correct, Mr. Gordiello reaffirmed at that meeting that there was ample money from the bond to take care of these defects."

Supervisor Walter: "Other than that, it's a really nice community. I liked it when we walked it."

Robert Turano: "It's a lovely community, other than that."

Councilman Wooten: "I started to walk it but I fell in the sinkhole."

Supervisor Walter: "Does the other gentleman want to speak?"

Michael Meesmer: "My name is Michael Meesmer. I live at 31 Acorn Court and beyond reiterating everything that you've heard already, again, I bought my unit back in April of 2002 and I received my prospective to read over and it specifically said in there that at some point in time the roads would be dedicated to the town of Riverhead and all the snow removal and the refuse removal and here we are, it's 2011 and we're still in the situation.

And it's at that point where something has to be done."

Supervisor Walter: "Not a problem. We'll take care of it."

Michael Meesmer: "Thank you very much for your time."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "All right, thank you, sir.

Does anybody else wish to be heard on the resolutions? Steve knows, he's jumping up now. Mr. Romano, how are you doing, sir?"

Steve Romano: "Good. Steve Romano, Riverhead. This opens a can of worms. As a president of a condominium in that how can the town administration or officials create a condominium with public roadways. As we all know, condominiums do get a tax benefit property-wise based on the way they're not evaluated. Yet this condominium and I'm going to hope they don't take offense, are going to have snow plowing that every condominium pays for."

Supervisor Walter: "I agree with you 110% and there's two condominiums on 25A right in the same spot that somehow the planning board approved it and it was I guess in the prospectus because as this gentleman said the town was going to take the roads, and I know with fire infrastructure, water infrastructure, now we don't allow the condominiums, we had problems in yours, we don't allow that for the water infrastructure. We keep that now and take easements.

But I'm going to talk to the planning department because this is odd. I don't think we should have done this."

Steve Romano: "By the way, it's a great idea if you want to take over our roads and our infrastructure too."

Councilman Dunleavy: "Don't forget. This was done 10 or 11 years ago."

Steve Romano: "Yeah, yeah. It's just- I wasn't going to speak. It's pretty weird."

Councilman Dunleavy: "I don't know what the rules were at that time for condominiums and so when they approved these roads to be taken over by the town, I was upset when I seen it and- "

Steve Romano: "But I am correct. They would get snow plowing, trash removal. But would they pay the taxes of that? I mean I don't know how you work that out. I mean maybe it was."

Supervisor Walter: "They have- you're right. The taxes on condominiums are a little bit more favorable than a single family residence but they'll pay highway taxes. You know, they'll pay garbage taxes. They will pay taxes. Garbage taxes- sanitation fee will be the same for you and for everybody."

Steve Romano: "You know, I was just curious. Thank you."

Supervisor Walter: "Does anybody else wish to be heard on the resolutions? Not seeing anybody, John, can we get a motion- "

Councilman Dunleavy: "I make a motion- we've got somebody."

(Inaudible comment)

Councilman Dunleavy: "Okay, thank you."

Supervisor Walter: "Gentlemen, thank you for coming. I hope it was as exiting for you as it was for us."

Councilman Wooten: "Give yourself two badges for today."

Councilman Dunleavy: "They all want that merit badge."

Supervisor Walter: "Sir, they're a good group. You can come back any time you'd like."

Councilwoman Giglio: "The only person I saw sleeping was Mitch."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "Okay. John- "

Councilman Dunleavy: "I make a motion that we close the town board hearing and open up the Community Development Agency meeting. So moved."

Supervisor Walter: "All in favor? Okay, vote on that, Diane."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes."

Meeting adjourned

Meeting reopened

Supervisor Walter: "Okay. Go ahead, Diane."

Resolution #620

Councilman Wooten: "It's a town of Riverhead home improvement program budget adoption. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #621

Councilman Gabrielsen: "Business Improvement District budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I'd like to say that the BID is doing a heck of a job downtown bringing in all this entertainment that downtown Riverhead has. It's bringing a lot of people to the town of Riverhead, supporting our restaurants and if any stores stay open, supporting the stores."

Supervisor Walter: "What do you mean if any? They're all staying open."

Councilman Dunleavy: "I have to say yes to this resolution. I don't know what stores stay open after 5:00 at night."

Councilman Wooten: "Well when there's a BID event."

Councilman Dunleavy: "A BID event they do. Okay. I will check that. Okay. All the restaurants are open."

Supervisor Walter: "What, are we voting?"

Diane Wilhelm: "Yes."

Supervisor Walter: "Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #622

Councilwoman Giglio: "Water department budget adjustment as amended to read that water department and strike Business Improvement District."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; "Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #623

Councilman Dunleavy: "Militello condemnation budget adjustment. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #624

Councilman Wooten: "Plant 16, new well construction capital budget adjustment for \$95,000. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "As amended, yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "As amended. Yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Thanks, Sal. Yes. Five grand in your pocket."

Diane Wilhelm: "The resolution is adopted."

Resolution #625

Councilman Gabrielsen: "Recreation budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #626

Councilwoman Giglio: "Declares Wading Woods Association LLC in default regarding condemnation (condominium) map entitled Map of Wading Woods a/k/a Horizon at Wading River. So moved."

Councilman Dunleavy: "And seconded."

(Unidentified): "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "Based on the statements by the town attorney that we have ample money to do the improvements and that there is no temporary restraining order against the town and we can call in this bond, I'll vote yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "Yes. This is regarding the condominium map."

Councilwoman Giglio: "Yes, thank you."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "Yes. I'm glad that we're finally doing this."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Yes. And thanks, John, for looking into this."

Diane Wilhelm: "The resolution is adopted."

Resolution #627

Councilman Dunleavy: "Authorizes submission and publication of notice of bid availability for home improvement project. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."



Councilwoman Giglio: "As amended to where it says this bid-- the bid specifications are available in the town of Riverhead. Yes."

The Vote (Cont'd.): "Gabrielsen."

Councilman Gabrielsen: "Yes, as amended."

The Vote (Cont'd.): "Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #628

Councilman Wooten: "628 Appoints a maintenance mechanic II to the sewer district. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. I'm going to say that I want to commend the town board. We're hiring a Riverhead town resident for this position. We have to keep our residents working and he belongs to the Riverhead fire department so he's a very good kid.

So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Councilwoman Giglio: "And it's replacing a position where someone retired so we're not creating a new job. It's a replacement position."

Resolution #629

Councilman Gabrielsen: "Extends the terms of Resolution #157. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #630

Councilwoman Giglio: "Awards bid for janitorial supplies. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "This is like my favorite (inaudible). Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #631

Councilman Dunleavy: "Appoints a fill in seasonal beach attendant to the recreation department. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #632

Councilman Wooten: "Authorizes execution of consent order - scavenger waste district. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #633

Councilman Gabrielsen: "Adopts local law amending Chapter 108 entitled zoning of the Riverhead town code, downtown center 5: residential DC-5 zoning use district. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. This is something that Councilwoman Giglio fought for and so I'd like to thank her because we're going to have office and residential above the offices on-- in downtown.

I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #634

Councilwoman Giglio: "Authorization for supervisor to sign license with the Department of the Navy. So moved."

Supervisor Walter: "John."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #635

Councilman Dunleavy: "Authorizes the supervisor to execute auction services agreement with PropertyRoom.com, Inc. So moved."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes;

Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #636

Councilman Wooten: "636 authorizes the supervisor to execute an agreement authorizing the town to accept funds from Suffolk County Sheriff's Department to assist the county in Operation Shield exercises. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #637

Councilman Gabrielsen: "Authorization for the law firm of Devitt, Spellman Barrett LLP to defend, institute or appear in legal action entitled Field Day LLC et al v. County of Suffolk, et al (CV-04-2202). So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #638

Councilwoman Giglio: "Authorizes settlement of legal action by Michael J. Barton against the town of Riverhead. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter."

Supervisor Walter: "I'm going to abstain from this."

Diane Wilhelm: "The resolution is adopted."

Resolution #639

Councilman Dunleavy: "Authorizes the supervisor to execute an agreement with L.K. McLean Associates, Inc. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #640

Councilman Wooten: "Approves the defense and indemnification for Robert J. Hubbs. So moved."

Councilman Gabrielsen: "And seconded."

(Some inaudible discussion)

Supervisor Walter: "Okay, that's fine. Did we second on that? Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #641

Councilman Gabrielsen: "Approves Chapter 90 application of the Riverhead Country Fair Committee for the Riverhead Country Fair, October 9, 2011. So moved."

Supervisor Walter: "Moved and seconded. Sorry, go ahead."

Councilwoman Giglio: "Second, yes."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I would just like to ask the town

attorney if we have all the proper insurances in place for this event."

Councilman Wooten: "Certificate of insurance has been received."

Robert Kozakiewicz: (Inaudible) "I know we have a certificate of insurance. I think the question probably deals with the 1, 2, 3, 4<sup>th</sup> resolve which deals with (inaudible) coverages and- I think what we're looking for- "

Supervisor Walter: "This is kind of a quasi-town event- this is not private- "

Robert Kozakiewicz: "I know that we did receive insurance. I saw an amended certificate come in today from the town covering this event."

Supervisor Walter: "We do this every single year."

Councilman Wooten: "Not in every single- only 36 years."

Robert Kozakiewicz: "I mean I can't say with certainty. I did not see- "

Supervisor Walter: "We will have the insurance- "

Robert Kozakiewicz: "I saw a certificate of insurance. I did not personally review it. I do not want to make a statement that I saw it. I'm presuming my office did- "

Supervisor Walter: "You're comfortable getting a copy of the certificate of insurance before the October 10<sup>th</sup> event?"

Robert Kozakiewicz: "Certainly. That's when- I'm asked to do when we get a certificate of insurance and make sure everyone sees it before the event."

Supervisor Walter: "Okay, that's fine with me. I'm not going to hold up the country fair."

Where are we? Are you voting or second; you're not seconding?"

Diane Wilhelm: "I think we're up to the vote."

Councilwoman Giglio: "Abstain."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "Gee, since I've been on the Country Fair committee for about 25 years- I'm going to abstain."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #642

Councilwoman Giglio: "Authorization to extend contract to Long Island Truck Parts. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #643

Councilman Dunleavy: "Approves the Chapter 90 application of the Riverhead Business Improvement District Management Association for classic car exhibit. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. And just to speak on this. Every Thursday night at 5:00 if you go down to the Peconic parking lot, they have a classic car and it is beautiful down there. They have music, they have classic cars. It's every Thursday during the summer and fall.

And we have to thank our supervisor for that because he got them moved from Wading River into our Peconic Avenue parking lot and

it's amazing what cars are down there.

So if you want to look at these classic cars and there's numerous of them-- numerous all over the place down there, different years, come on down on Thursday night.

So I vote yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Thank you, John, yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #644

Councilman Wooten: "644 approves the Chapter 90 application of the Long Island Moose Classic car Club, for a classif car show September 11, 2011. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #645

Councilman Gabrielsen: "Authorize the supervisor to execute professional services agreement with Munistat Services, Inc. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #646

Councilwoman Giglio: "Ratifies the authorization for the town clerk to publish and post a public notice NYS Department of DEC -



notice of complete application. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #647

Councilman Gabrielsen: "Authorize the town clerk to publish and post a public notice to consider a local law to repeal and replace Article XXVI, site plan review of Chapter 108 entitled Zoning of the Riverhead town code. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "Publish and post, yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter."

Supervisor Walter: "Yes. And it only took a year, Dominique, but, you know."

Diane Wilhelm: "The resolution is adopted."

Resolution #648

Councilman Wooten: "It's a resolution of support for the development of a complete streets program. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded, but can we have some discussion? Does this obligate us to do something?"

Councilwoman Giglio: "No. It's just recognizing it."

Councilman Dunleavy: "It obligates the builders. They have

to comply with the complete streets program when they- application to the planning department."

Councilman Gabrielsen: "Did we talk about creating a committee?"

Councilwoman Giglio: "Yes. It's in here."

Councilman Gabrielsen: "That's in there."

Supervisor Walter: "I just don't want to obligate us- "

Councilwoman Giglio: "This is where it supports. The concept is supported by the federal DOT, the NYS DOT, the Institute of Traffic (inaudible) blah, blah, blah, have adopted complete streets policies, whereas encouraging pedestrian, bicycle and public."

Supervisor Walter: "This is directing a working committee comprised of representatives from the aforementioned town departments, divisions provide a- take the necessary steps to draft sustainable complete streets policy report within 120 days.

I mean, Jodi, are you meeting with these people? Are they ready to- 120 days, that's not a long time. Are they ready to do this? I mean this is going to be a lot of work and somebody is going to have to sit with them and make sure they do it."

Councilwoman Giglio: "Yes. Geo has already done most of the work in identifying roads that- where the right of ways could be expanded to provide clear paths for our bicycles, pedestrians."

Supervisor Walter: "But it's not Geo. It's a policy- "

Councilman Gabrielsen: (Inaudible). "-- and regulatory boards. So the committee would be somehow-- "

Councilman Dunleavy: (Inaudible)

Councilwoman Giglio: "Well we have a representative from the planning department. We can table it if you'd like and then discuss it at work session. I'll put together the policy first and then we'll (inaudible) simultaneously."

Supervisor Walter: "Well I'd like to see the committee and

know that we've got somebody that's going to-- all right. I just want to make sure-- well, I mean I don't want to say-- "

(Some inaudible comments)

Supervisor Walter: "Yeah, I want to make sure we can do it. A hundred and twenty days is-- the clock starts ticking and if the committee isn't ready to start working-- "

Councilwoman Giglio: "They're ready."

Councilman Wooten: "I have a resolution to support the development of a complete streets program. I'd like to table that."

Councilman Gabrielsen: "I second to table."

Councilman Dunleavy: "Withdraw your other motion."

Councilman Wooten: "It was never seconded, I don't believe."

Councilman Gabrielsen: "But I second to table."

Supervisor Walter: "Okay. Can we vote as to table?"

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, okay; Dunleavy, yes; Walter, yes. The resolution has been tabled."

Supervisor Walter: "Let's put the committee together first and make sure-- "

Councilwoman Giglio: "We've got it but we'll start setting up meetings and we didn't want to start setting up meetings and establishing a committee until we adopted the concept for complete streets because in that concept it recommends putting forth the committee and so then we could establish a committee and the town board could look at resumes and adopt the resolution appointing the committee before they begin their work."

Councilman Dunleavy: "(inaudible) within 120 days, when the work is supposed to be done in 120 days."

Councilwoman Giglio: "We have the members of the committee I think everybody will agree with but we'll talk about it at work session."

Councilman Gabrielsen: "(inaudible) from the different town departments and all that."

Councilwoman Giglio: "Well, (inaudible) is coming in from planning as Sean requested."

Resolution #649

Councilman Gabrielsen: "649, authorization to re-bid for truck parts for the town of Riverhead. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Hold on a second. How much time did she give-- September 8<sup>th</sup>-- "

Councilman Wooten: "Wrong date. The web site has the wrong date (inaudible)."

Supervisor Walter: "Is that enough time-- September 8<sup>th</sup>, this is going to be bid on the-- put in the 25<sup>th</sup>. Why do we keep giving these short-- "

(Some inaudible discussion)

Supervisor Walter: "I think it's a little too short."

Councilman Dunleavy: "I thought we were giving everybody 30 days to bid."

(Some inaudible discussion)

Supervisor Walter: "I don't mind doing a week but if we wind up back extending Long Island Truck Parts, we'll know why."

Councilwoman Giglio: "And there's typos too in the third paragraph up on the second page, exception to the specifications-- "

Councilman Dunleavy: "I just think a week is too short for them to get it out and to submit the bid. And I thought we increased it to 30 days the last time when this was discussed."

Councilwoman Giglio: "Do we need-- I mean-- "

Supervisor Walter: "Can we table this and-- "

Councilman Dunleavy: "Can we change the date? Let's just change the date."

Supervisor Walter: "All right. Let's change the date. What-- Diane, what's a good date for you to-- I'm laughing at the exceptions to (inaudible). You might want to get her to spell these correctly."

(Some inaudible discussion)

Councilman Dunleavy: "Twenty-one days from here-- from the 8<sup>th</sup> would be-- "

Diane Wilhelm: "Twenty-one days from the 8<sup>th</sup> or 21 days from the 25<sup>th</sup>."

Councilman Dunleavy: "That should fall within the same day."

Diane Wilhelm: "Twenty-one days from the 25<sup>th</sup>, is that what you're looking for?"

Supervisor Walter: "Yeah, from the 25<sup>th</sup>."

(Some inaudible discussion)

Councilman Dunleavy: "Twenty-one and eight is not fifteen."

Supervisor Walter: "And you want us to pick a committee?"

(Some inaudible discussion)

Supervisor Walter: "So what do you want to do, September 15<sup>th</sup>? September 15<sup>th</sup> is good. We will not be without parts. September 15<sup>th</sup>. Would somebody let Maryann know? Would you let Maryann know?"

Diane Wilhelm: "Oh, I will. Are we ready to vote?"

Supervisor Walter: "Moved and seconded. I believe we seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "As amended, yes."

The Vote (Cont'd.): "Gabrielsen."

Councilman Gabrielsen: "As amended, yes."

The Vote (Cont'd.): "Wooten."

Councilman Wooten: "What am I voting on here? Yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "As amended, yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #650

Councilwoman Giglio: "Grants special use petition of Chernoff Realty medical building. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I will abstain. He was a client of mine."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #651

Councilman Dunleavy: "Pay the bills. So moved."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes;

Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "We have one to come off the floor."

Resolution #652

Councilman Dunleavy: "I make a motion that we take one resolution off the floor. So moved."

Supervisor Walter: "This is authorizes the appropriation of additional monies to the Riverhead Business Improvement District Management Association, Inc."

Councilman Dunleavy: "Didn't we just do this? We just gave them 40,000."

Supervisor Walter: "And we didn't- yes, but we're voting on it now."

(Inaudible comment)

Councilman Dunleavy: "That was a budget adjustment, okay. Okay."

Supervisor Walter: "Can we get a motion and a second to take it off the floor?"

Councilwoman Giglio: "I second the motion to take it off the floor."

Supervisor Walter: "Vote on taking it off the floor."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "Tara, the only thing I want is I want to see the attached schedule- I'll vote yes, (inaudible)."

The Vote (Cont'd.): "Dunleavy, yes, Walter, yes. Resolution 652 is taken off the floor."

Councilman Wooten: "Okay, I'd like to move 652 authorizing appropriation of additional monies to the Riverhead Business Improvement District Management Association, Inc. So moved."

Councilwoman Giglio: "And second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "Okay. That's it. Does anybody wish to talk to us about other matters? Dominique."

Dominique Mendez: "Thank you for the serenade, Jim. I haven't heard that son for years."

Councilman Dunleavy: "Dominique, he'll sing to you."

Dominique Mendez: "I know. I've heard him sing, and whistle and sing."

So a couple things. First I'd like to thank— oh, Dominique Mendez, Riverhead Neighborhood Preservation Coalition.

First I'd like to thank you for moving forward towards having public hearings for site plans by passing Resolution 647. It's long overdue and looking forward to the continued public discourse on that and eventual passing of that. Thank you.

I want to start with a quick question for the public. If you can just answer when you expect the Wading River corridor study to begin?"

Supervisor Walter: "Immediately actually. I know it was on— "

Robert Kozakiewicz: "Just received the agreement signed by BFJ. I need to deliver it to the supervisor for his signature. It will then be returned to Mr. Fisher's firm and then I presume they'll start soon thereafter."

Dominique Mendez: "Okay. Great. So in light of that I have some comments. Tonight I'd like to urge you to impose, and it should be no shock, a moratorium on the Wading River development plans so that the corridor study and comprehensive plan update might actually have a chance to save Wading River from being transformed from a small country-like hamlet into a typical Long Island town



blighted by more stores and that most of us really don't need or want.

Three groups, the Group for the East End, the Wading River Civic and the Riverhead Neighborhood Preservation Coalition, and I speak on behalf of the RNPC have all been urging the town to impose a moratorium along this- with the comprehensive study since last fall.

Unfortunately this board has not yet committed to this much needed moratorium. Without a moratorium the pending commercial plans could be approved while a study is being conducted or at least before any zoning changes may be adopted. And that's regardless of whether or not these projects contradict the future recommendations of the study.

A time out is a no brainer. After all, how can the study make an informed decision or how can the town make an informed decision on a project if it is made before the results of the study are in?

Does anyone on this board seriously believe that the corridor study and comprehensive plan update will have significant value if it is not able to impact how approximately 60% of the commercially buildable land is developed?

Residents don't want to be placated by a board throwing money purportedly to address an issue while at the same time failing to put in place the required mechanism to allow the solutions to make a difference.

During the nine months since we began calling for a GEIS to study this area and the cumulative impact of these proposals, these projects have advanced. That's what makes the necessity of this moratorium crystal clear to us.

Danowski, in fact, recently said of his client's project that the Knightland Mall is about to cross the finish line. Those are his words, not mine.

I also want to remind you that it's now undeniable that many, many residents, taxpayers and voters, do realize that the town must halt its review of the current applications and impose a moratorium so that these projects will not undermine the results of the study.

The correspondence report for this meeting notes the 111 postcards and e-mails have been sent to this town board to urge you to put a hold on these projects. Add that to the 135 already received over the few days before that, and that's 246 individuals and families. I'm talking about residents of Wading River and the surrounding areas, conservatives and progressives, and owners of a growing number of small businesses who all recognize the imminent threat of their quality of life and/or their business if these plans were to go forward and that's 246 as of today.

So while we are really very appreciative and thankful that this board has acknowledged a few months ago that there's a problem in Wading River that needs to be addressed and that study should be commencing soon, excuse me.

I hope that at least three of you can set aside what appears to be your philosophical discomfort long enough to do what you are seemingly bound to do by commonsense and duty to impose the moratorium that is needed to ensure that the study you have commissioned is not compromised before it starts and that all acceptable recommendations can be implemented.

Thank you for your time."

Supervisor Walter: "Thank you."

Councilman Wooten: "Thank you, Dominique."

Supervisor Walter: "Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. I sent an e-mail today to Geo and I copied the board. I just wanted to bring it up in the public."

Councilman Wooten: (Inaudible)

Sal Mastropaolo: "Well, the situation- "

Supervisor Walter: "Tell me what the e-mail is about because I- "

Sal Mastropaolo: "I know, because you forward it to your staff. Right."

Supervisor Walter: "Well, I get about 600 at a time so- "

Sal Mastropaolo: "The house on the corner of Gregory Way and Sound Avenue has now become a chiropractor's office. Okay. And the people that come to go to the office park either in his expanded driveway or out on the street. Okay.

And what I asked in the e-mail was can we get a no parking for like the first 125 feet from Sound Avenue going north on the west side of the street because I had a situation this week where I was coming west on Sound to make a right into Gregory Way. There were cars parked on the west side of Gregory Way, a pickup truck was coming down the street and he swung to the left to go around the cars and guess what, as I came around the corner, I was looking directly at him."

Councilman Dunleavy: "You are not supposed to cut the corners."

Sal Mastropaolo: "Cut what corner? No, it's blind until you turn into the street."

Councilman Dunleavy: "But anyway, that chiropractor didn't just become a chiropractor. He's been there for a while."

Sal Mastropaolo: "Oh yeah. No, no. Wait, wait. He's been there for as long as I've been there but it's only in the last three or four months that he's opened the office in his house. He moved it from Riverhead to his house.

Now I don't have a problem with that because he expanded his driveway."

Councilman Wooten: "They do it all over town, Sal, parking here to corner. That's not a big deal."

Sal Mastropaolo: "Okay. All right. That was the first issue."

Councilman Wooten: "I'll forward it to traffic- "

Councilman Dunleavy: "We have a meeting what, Thursday? We have a meeting Thursday so we'll bring it up Thursday."

Councilman Wooten: "It's for visibility. It's the west side of Gregory."

Sal Mastropaolo: "Yeah, the west side of Gregory. The second issue is can I get an update on the St. John's cell tower status? I haven't heard about it."

Supervisor Walter: "They're preparing their environmental impact statement as I understand."

Sal Mastropaolo: "They're preparing?"

Supervisor Walter: "Yes."

Sal Mastropaolo: "Okay. So there's no moratorium on cell towers?"

Supervisor Walter: "No."

Councilman Dunleavy: "We haven't heard from the fellow we hired to represent us in this. What happened with that?"

Supervisor Walter: "I don't think Ann Marie Prudenti finished doing what she was going to do."

Councilwoman Giglio: "He represents all the municipalities throughout the country."

Councilman Dunleavy: "This is almost a year ago we hired the guy."

Supervisor Walter: "We didn't finish up. We had to adopt a code provision and everything else. But we pos dec'd and they're all I think preparing environmental impact statements."

Sal Mastropaolo: "Okay."

Councilman Dunleavy: "And you want a committee formed in 120 days?"

Councilwoman Giglio: "Once we get the environmental impact study, that's usually forwarded to the consultant for their review and then they report back to the board, so if we haven't received the environmental impact study and I haven't seen it as liaison to

planning, then you know, we don't have anything to work with."

Sal Mastropaolo: "Okay. Another issue is with the recent rain, I mean the water going down Sound Avenue was unbelievable coming off a certain farm. And I-- "

Supervisor Walter: "Which farm, Sal?"

Sal Mastropaolo: "Huh?"

Supervisor Walter: "Which farm?"

Sal Mastropaolo: "The Andrews Farm. Okay."

Councilman Dunleavy: "Is that pit still there that he made?"

Sal Mastropaolo: "Yeah, well, that's not what I'm here to talk about. My understanding was there was a resolution passed to get an easement so that the highway department can put in some kind of a culvert there, a half pipe or something. Go back in the records-- "

Councilman Dunleavy: "First time I'm hearing about this, Sal."

Sal Mastropaolo: "I don't have the record but take my word for it. There was an easement granted to the highway department to put in some kind of a half pipe catch basin to catch the water. Okay. And it goes back at least a year and a half, two years, it may even go back before Geo's time."

Supervisor Walter: "Yeah, my recollection when I left the town attorney's office is that Andrews had to put in some drainage as part of their subdivision which never really went through but I thought they put that drainage in."

Sal Mastropaolo: "They put something in because they dug some big hole behind the hothouses, okay, and they created some kind of-- I don't know."

Councilwoman Giglio: "Yeah, there's a (inaudible) back there to catch the runoff or the water that comes on the farm field."

Sal Mastropaolo: "Well, guess what. Guess what."

Councilman Dunleavy: "They made a little culvert so that it goes into the road and goes down to Gregory Place."

Councilman Wooten: (Inaudible)

Sal Mastropaolo: "Okay."

Supervisor Walter: "I'll look into that, Sal."

Sal Mastropaolo: "Okay. And the last thing is a status on the ballfields. I keep asking this and you keep telling me- it's now almost the fall and we were waiting for a highway cut- "

Councilman Gabrielsen: "The highway cut has not been done. That's supposed to be done by the end of August. But if you look I see a couple work signs that have been set right there, further into the park, so it looks like they're ready to turn them out- "

Sal Mastropaolo: "No, no. Those are the work signs for the entrance to the cemetery."

Councilman Dunleavy: "Cemetery. I think- "

Sal Mastropaolo: "They're re-doing the entrance to the cemetery so they have work signs up- "

Councilman Gabrielsen: "On the south side."

Sal Mastropaolo: "On both sides."

Councilman Gabrielsen: "Okay."

Sal Mastropaolo: "Because it's a dangerous situation I guess when they're working."

Councilman Dunleavy: "That's another thing that's taken years and- "

Sal Mastropaolo: "And, Sean, you may also want to change the name on the sign. It still shows Phil Cardinale as supervisor on the gate that goes in there."

Councilman Dunleavy: "That's right. Thanks, Sal."

Supervisor Walter: "You know it's funny. Because I went over, I saw the Kozakiewicz one and that one was so faded I didn't worry about it but I've got to go get the other one done."

Councilman Dunleavy: "Okay."

Supervisor Walter: "Okay. Hi."

Sherry Johnson: "Good evening."

Supervisor Walter: "Hi. If you tell us your name and hamlet."

Sherry Johnson: "My name is Sherry Johnson, I'm from 213 Horton Court, Manorville but I grew up on Corwin Street in town. And I'm here tonight because my parents still live there in the house immediately adjacent to Young and Young and there are also several of their neighbors here tonight to talk to you about the situation that's developed on Corwin Street."

Since the Building Supply moved out and they started using the land for parking, there have been a number of issues over the years, trash, dust from the crushed concrete, and now that they've put the fence up and the aquarium has really taken over and is charging for the parking, people are parking on the street, both sides of Corwin street and further down past the intersection on Ostrander.

It's a safety hazard, they are blocking people's driveways. They're blocking the fire hydrants. I'm not sure what the answer is. It needs to be addressed, either with no parking signs, one side parking, something-- "

Supervisor Walter: "We did one side parking on Ostrander Avenue."

(Inaudible comment)

Sherry Johnson: "I'm sure-- "

Councilman Dunleavy: "Thursday we have our traffic safety meeting."

Sherry Johnson: "Well, I'm going to sit down and let these people get up and talk to you because I know there has been near

misses and there have been people blocked and I'm sure that they have much more experience with it than I do just visiting.

But, you know, even paving. If you can get paving there to cut down the dust. I'm not sure if it's a town parking lot or- "

Councilman Dunleavy: "They own it."

Councilman Wooten: "Atlantis owns it."

Sherry Johnson: "They do. I don't understand why they haven't been made to pave it then. It seems to me that that's the standard in the town and it should apply for that parking lot also.

Thank you very much."

Councilman Dunleavy: "Can you put that down for Thursday? Thank you."

Councilwoman Giglio: "Yeah, we actually discussed this last week at work session because it was brought up and we've gotten a few complaints and we are aware of the problem and Councilman Dunleavy is going to be addressing it with the traffic safety committee and they'll be coming back with recommendations on how to mitigate it I guess."

John Harrison: "I don't see a solution because I actually jumped in my truck today, it got so bad, I just had to take a look.

Oh, I'm sorry. John Harrison, Riverhead.

I took a ride down along the Peconic River. Almost all the parking lot spaces were taken. I took a ride down Second Street. Every available spot was taken about from Ostrander at least three blocks down. Every street in between is just inundated with traffic and it's not going to get lighter. It's going to get worse."

Councilman Dunleavy: "The only we can solve it is to put no parking on Corwin Street and (inaudible)."

John Harrison: "But we have- my house, we have two cars that park in the street."

Councilman Dunleavy: "The problem that we have is



enforcement. We have- the police department is busy so they write very few parking tickets and our traffic control officers, we really only have one or two and they're busy.

So I'm going to try and get more traffic control officers for enforcement so people who do park in no parking zones will be ticketed. Because then the aquarium will tell people not to park there."

John Harrison: "From day one before Atlantis moved in when the other company was trying to get up and going and they were projecting a million a year in visitors, I don't know how they were allowed to build the building without a parking lot. That parking lot holds maybe 300 cars."

Supervisor Walter: "It is- "

John Harrison: "Every day there's in excess of 500 cars. Every day. And the most horrible thing is these people come back from the aquarium, get in their cars, open the door, throw the trash on the ground and then drive away. Every day, every day."

And the dust situation is also serious. There is tens of thousands of pounds of waste soil piled up in the back of one of the parking lots and that's one of the biggest contributors of the dust besides the cars making turns in the parking lot."

Supervisor Walter: "Back up a second, sir. Waste oil?"

John Harrison: "Waste soil. Soil that was removed from construction and then dumped in this parking lot."

Councilman Wooten: "It's on the west side over near Union."

Councilwoman Giglio: "I think that in areas where there are residents and there are short narrow driveways, there's not a lot of depth to the lot, that we need to really start to look at parking by permit only where the residents come in and say I need two cars parked on the street and you come in and you get your passes. You fill out your license plate number, registration, and you get your parking passes and those are the people that are allowed to park so that parking is available for the residents."

John Harrison: "I just want you guys to know there's a lot of

foot traffic on our street and there's a lot of children in our neighborhood and these people, they turn around in my driveway, they turn around in my neighbor's driveway. They are not looking. I mean there's kids of bicycles dodging cars.

I'm there every day so I've got a three year old in my house. I've got a three year old in the house next door. That's my biggest concern, is these people looking for parking. They're not really paying attention to what they're doing."

Councilman Dunleavy: "Plus these are narrow streets."

John Harrison: "Very narrow. And there's no markings on the streets, there's no curbs- "

Councilman Dunleavy: "That makes it worse for emergency vehicles (inaudible)."

John Harrison: "You guys are going to have a problem with the drain on the south side of Corwin because people drive over that because there's no curb there to protect it. If people park on it- "

Councilman Wooten: "It's a pretty wide street but when you line it both sides with- "

John Harrison: "It's terrible. I see people getting chased out of Youngs parking lot."

Councilman Wooten: "I know exactly where you live. I go past your house every day."

John Harrison: "Okay. I mean we've been kind of like dealing with it and dealing with it and just picking up the trash off my front lawn every day because the prevailing winds blow it right directly in the front yard. And we've been tolerating it and now it's just getting bad."

Supervisor Walter: "We can do a couple things. We can look at making parking on one side of the street. That may be helpful, correct?"

John Harrison: "Yes."

Supervisor Walter: "We can talk to Atlantis about paving the parking lot. That would obviously be helpful. It's unfortunate— it is the problem that I'm trying to crate parking downtown because if you haven't noticed there's new stores, new foot traffic, new restaurants."

John Harrison: "Most of this traffic is from— I'm sorry, go ahead."

Supervisor Walter: "When— we are going to have conversations with Atlantis. Some of the problems are associated with them charging for the parking. Before they didn't charge for the parking over on Ostrander. So we'll have some meetings with them about that. They paid— they bought that property from the fire district so I'm sure they're trying to figure a way to amortize that cost."

But we will talk to Atlantis about paving, about the charging. I think we can look at, chief, one way on Ostrander— Corwin. We did Ostrander already, parking.

And then the other thing. I mean we don't have a great number of signs down there. I think that there are still spots behind Woolworth's and things that people could park and we do have the firehouse to park. And we've never— we do own the firehouse now so we can probably try and get some signs over there for Atlantis parking at the firehouse."

Councilman Wooten: "Also, chief, one of the major concerns for me is when I drive down Corwin to cut up to Second, the visibility when they park in front of Young and Young— "

John Harrison: "Osborne— I mean Ostrander-Corwin is— you are going to have a bad accident there. It's going to happen."

Councilman Wooten: "The same way if you're thinking about Gregory Way. If you can do a swath at that corner because you really can't see south— "

John Harrison: "You can't see anything. And you literally have to pull out into the intersection to see because it's so narrow on both roads."

Councilman Wooten: "The buses are doing a u-turn."

John Harrison: "Yeah. And you've got the- yeah."

Supervisor Walter: "Chief, I think what would be a good idea, Geo and I were going to meet with one of the other residents. Why don't you see- they have the traffic committee, what Thursday- is it this Thursday? I don't think that they'll be ready to do what I'm going to ask. Why don't you- "

John Harrison: "If you can just get the ball rolling. I just want to make sure that you guys are aware- it's just getting to the point where somebody is going to get hurt."

Supervisor Walter: "Oh, we're aware."

Councilman Wooten: "It will die down in a couple of weeks because- "

John Harrison: "Yeah, all right. Well, last summer it was six months of straight pounding, boom, boom, and then putting the pylons in the ground."

Supervisor Walter: "Yes, but look what- we have accomplished a lot in 18 months. I mean there's people there, there's business. We've got eight new businesses opened. It is- "

John Harrison: "Honestly, most of the people that come to the aquarium come in, eat there and then leave. They're not doing any business in the town. They come and go. They're not walking Main Street. They're not, they're not. I'm right in the middle of it. I'm telling you. I'm there every day."

Supervisor Walter: "That's not really true. I talk to the restaurant owners and the restaurant owners- and there's new restaurants down there. I mean there's three new restaurants. They're surviving. When was the last time--"

John Harrison: "Oh, that's because Atlantis' prices are quite high."

Supervisor Walter: "So, but I mean this is part of the price we have to pay. But, chief, what I think I'd like to suggest is if Rob Hubbs would do, you know, give you an aerial depiction of all the streets down there, I think that would be a good thing to sit down and look at and let's systematically go through and do it once

and I will talk to Mr. Bissett, Mr. Petrocelli about the plans.

I mean they really are going to have to probably pave that lot. You know, we're doing everything we can to promote Main Street but we don't want to do it at the detriment of you guys but I mean there is always going to be- the goal is that more traffic down there."

John Harrison: "I'd like to see what's going to happen the day of the county fair because there's going to be no parking anywhere."

Supervisor Walter: "Well, there never is."

Councilman Wooten: "We try to encourage all the parking to go to the county center and come- "

Supervisor Walter: "Yeah, there's never any parking. I mean you know that. How long have you lived there? There's never any parking at the town fair."

John Harrison: "True. But now imagine another, you know, two to five thousand cars parked- "

Supervisor Walter: "All I can imagine is a Main Street as vibrant as Patchogue. If you go to Patchogue, if you go to Huntington, it's you know kind of the same thing. And we need that spot, you know, we're working towards that vibrant downtown. The question is how do we accommodate the vibrant downtown without impacting the residents too much. I mean there's always going to be an impact."

John Harrison: "All right. I mean like you said yourself. There's a few restaurants doing well. The majority of Main Street is not doing well and all that traffic can't be helping them either. All right. I've said enough. That's all I came to say."

Councilman Dunleavy: "We just opened up a new parking lot behind those row of stores off of Maple Avenue."

John Harrison: "I don't think you guys are going to be able to keep up with the traffic because every day it just seems to be more."

Councilman Dunleavy: "We opened up public parking now. So

we're trying. We do have, you know, it's great to have a parking problem because you know people are coming to the town of Riverhead. But we have to solve the parking problem. And that's what we have to look into."

John Harrison: "I wish they'd put a several tier parking garage instead of a hotel there."

Councilman Dunleavy: "That's true, too. We can't afford that though."

Councilman Wooten: "Twenty five thousand a stall."

Councilman Dunleavy: "Yeah, we can't afford that."

John Harrison: "I didn't say the town. I said Atlantis should build their own parking lot."

Supervisor Walter: "We're lucky we got them to build what they did where they did. I mean if you look at other downtown areas- "

John Harrison: "I mean, but that's like the cart after the horse. I mean, if the downtown- honestly I don't want to get into an argument about it. But the Tanger thing has kind of triggered the downtown problem and this little band aid, I don't see it really fixing things."

Supervisor Walter: "All right. Well we're going to keep plugging away to get stores on Main Street and we will keep working with you guys to try to get- "

Councilman Wooten: (Inaudible)

John Harrison: "All right. And somebody mentioned Thursday night or Thursday there's going to be a- "

Councilman Dunleavy: "Thursday at 8:30 in the meeting. Eight-thirty in the morning we're meeting."

Councilman Wooten: (Inaudible)

John Harrison: "I'm not here to give you guys a headache."

Councilman Dunleavy: "If you're available and want to come, you're welcome."

John Harrison: "Okay, great. Thank you."

Supervisor Walter: "Thank you."

Dorothy Haberman: "My name is Dorothy Haberman. I have lived on Corwin Street for over 60 years and we have never had a problem like this until the aquarium moved in.

I want to know who owns those parking lots?"

Councilman Dunleavy: "The aquarium."

Dorothy Haberman: "The aquarium does. Then they should be made to blacktop them because the dust we get is terrific. I can't even open my windows.

And also when I try to hang my clothes on the line, they never come out clean."

Councilman Dunleavy: "I'm just surprised that they didn't have to go through a site plan."

Dorothy Haberman: "And we have a problem with the parking. The parking on both sides of the road. I'm afraid some child is going to get killed because they're coming out. They're parking on the side where the traffic is moving. The children open the doors and get out and I don't know how many times I've seen them just missed, just missed, because they don't look, the children. The parents are not taking them by the hand and letting them out.

We have no sidewalks. That- "

Councilman Dunleavy: "I'm just saying, there's no sidewalk up there. That's why I don't know why they didn't go through site plan to improve the sidewalks and drainage."

Dorothy Haberman: "And the drainage on Ostrander Avenue, they were there this morning checking them. They're not working, the drains. And the drains- the water is all going into my neighbor's yard at 533 Corwin Street. She's got a puddle there almost as big as her swimming pool.

So we're asking. Please put one side parking or no parking on Corwin Street."

Supervisor Walter: "I think we can do one side, is what I think we heard before because there's not enough parking and driveways. That we can take care of."

Councilman Dunleavy: "But you know if we don't get enforcement, putting signs up-- on the west side of Ostrander Avenue, there's not supposed to be any parking. And I see cars parked there all day long."

Dorothy Haberman: "Yup. They're parking right in front of the fire hydrant and the police go by there and they do nothing. They should be ticketed, those cars, parking in front of the fire hydrant. That's against the law. But they do nothing."

Okay. I'm leaving it up to you to please help us. Thank you."

Supervisor Walter: "No problem. Thank you."

Patricia Seranko: "I also live on- "

Supervisor Walter: "Can I have your name?"

Patricia Seranko: "Patricia Seranko. I live at 575 Corwin Street. And we don't have any sidewalks there. They're parking on our lawns, breaking our sprinkler heads and when they leave, like they said, they throw the garbage on our lawns. And the cars- I walk my dog, I nearly got hit last week. They just- there's so much traffic."

And with cars on both sides of the street, they don't even see you. You have to, you know, you have to be- risk your life walking on the street."

I mean, like I said. I agree with my neighbors and something has to be done about this. Thank you for your time."

Councilman Dunleavy: "Thank you."

Steve Romano: "Back again. Housekeeping question. Why on one resolution where you appoint a beach attendant you list a name, but then on the other one where you hired the maintenance mechanic,



you don't list a name. Is that an error or-- what's that? It's on the resolution but it's not on this-- okay. All I want to know is, that's normal procedure to list the name of the person hired."

(Inaudible comments)

Councilman Dunleavy: "That's Diane's department."

Steve Romano: "I didn't know why you did it with one and not the other. It's not that it's a big deal."

Do you guys have a kind of update, and you may have it and I may have missed it in regards to the town building that was destroyed in the fire I think about a year ago."

Supervisor Walter: "The bids were awarded last town board meeting. It's a three month construction process. They had their first construction meeting. Almus (phonetic) is the vendor. They're putting together their bid-- bonds rather and I think construction should start shortly."

Steve Romano: "So you figure in spring?"

Supervisor Walter: "We're hoping January 1<sup>st</sup>."

Steve Romano: "Oh, good. And the other question I have is I'd like to get the town's perspective, after reading the Riverhead local about the Wading River motel thing. It kind of left the town at least from what I read in a bad light. I don't know if there's any new facts or any update as to what, why and what took place here."

Supervisor Walter: "It's an ongoing investigation. Here's the bottom line. We didn't create the problem in the town but as the town supervisor and the town board, we have to protect the health and safety of the residents including the residents that the Commissioner of Social Services decided to put in that hotel."

And when we do inspections and we find out that things are not what they should be, whether it's electrical or overcrowding or basement occupancy, I as the town supervisor and we as a board, have an obligation to enforce the code, to protect the life, health and safety of these residents."

And that's what we did. We- tickets will be issued. We're going to be talking about moving in Supreme Court. But I think what people need to take away from this is the town board did not create this problem.

Social Services created this problem and then instead of coming to the town board and working with us, they chose to air their grievances in the newspaper. I will not do that. But I will protect the residents that Social Services puts in that building, even when they do it with total disregard for the safety of the residents. And that's what this is about."

Steve Romano: "Thank you."

Supervisor Walter: "Not a problem. Does anybody else wish to be heard? Jim?"

(Unidentified): "I move to adjourn."

Supervisor Walter: "All in favor."

Collective response: "Aye."

Meeting adjourned: 9:10 p.m

*Deane M. Thielhelm*  
*Town Clerk*